IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 4419 of 2005

Between:

Smt.S.Vittavva W/o.Sri Shankaraiah
R/o.Masanpally Village, Kalher Mandal, Medak District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep. by its Commissioner Panchayat Raj and Rural Employment, Panchayat Bhavan, Urdu Hall Lane, Himayathnagar, Hyderabad.
2 The District Collector , (Panchayat Wing), Medak District, Medak.
3 The District Panchayat Officer, Medak District Medak.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or a direction or writ more particularly a writ in the nature of mandamus declaring the action of the District Collector, Medak District the second respondent herein in issuing the impugned Proceedings in Proc.No.599/2004/A2 - PTS-2, dt.27-1-2005 as illegal and arbitrary and consequently set aside the same.

Counsel for the Petitioner:MR.P.PRATAP REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following :

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO.4419 OF 2005

ORDER:

The petitioner is the elected Sarpanch of Masanpally Grama Panchayat. By an order, dated 27.01.2005, passed by the second respondent-District Collector, Medak District, under Section 249(1) of the Panchayat Raj Act, 1994 (for short "the Act"), the petitioner was removed from the office. Aggrieved by the same, the petitioner preferred an appeal before the first respondent together with an application seeking stay of order of removal, dated 27.01.2005. However, the first respondent failed to consider his appeal and so far no orders have been passed even on his application for stay. The grievance of the petitioner is that in the meanwhile the respondents are taking steps to implement the order of removal dated 27.01.2005. Hence this writ petition.

Having heard learned counsel for the petitioner and the learned Government Pleader for Panchayat Raj and Rural Development appearing for the respondents, the writ petition is disposed of with a direction to the first respondent to dispose of the appeal preferred by the petitioner against the order of the

second respondent dated 27.01.2005, as expeditiously as possible. However, till such time, status quo obtaining as on today shall be maintained. No costs.

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07.03.2005

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To

1 The Commisioner, Panchayat Raj and Rural Employment,
Government of Andhra Pradesh,
Panchayat Bhavan, Urdu Hall Lane, Himayathnagar,
Hyderabad.
2 The District Collector, (Panchayat Wing), Medak District,
Medak.
3 The District Panchayat Officer, Medak District Medak.

4 Two C.Cs to the G.P. for Panchayat Raj and Rural
Development, High Court Buildings, Hyderabad (OUT).

5 2 CD copies

6 1 CC to MR.PRATAP REDDY